

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ERNEST GUARDADO,

Plaintiff,

vs.

JAMES DZURENDA, *et al.*,

Defendants.

Case No.: 2:21-cv-00994-GMN-EJY

EXPEDITED ORDER

Plaintiff Ernest Guardado (“Plaintiff”) a prisoner at High Desert State Prison (“HDSP”), moves for emergency injunctive relief, claiming he has been denied access to the Native American grounds necessary for the practice of his religious ceremonies. (Mot. Prelim. Inj. 1:15–19, ECF No. 3). Specifically, Plaintiff states that his father passed away on June 16, 2021, and that, “as the oldest living son it is [his] duty to perform the passing ceremony within 24 days of [his father’s] passing.” (*Id.* 4:21–23). Plaintiff explains that in order to perform the ceremony, he must have access to Native American grounds; the burning of herbs; fire; a pipeholder, pipe, and tobacco; drums; and an Inipi (sweat lodge). (*Id.* 5:5–11). However, Plaintiff argues that HDSP has been on lockdown since March 18, 2020, rendering Plaintiff unable to practice or perform religious ceremonies for his sincerely held religious beliefs. (*Id.* 3:11–15). The seriousness of Plaintiff’s allegations warrants an expedited response to the Emergency Motion for Preliminary Injunction.

Accordingly,

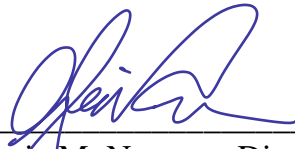
IT IS HEREBY ORDERED that the Attorney General’s Office shall have until Tuesday, June 29, 2021, to advise the Court of whether it will enter a limited notice of appearance on behalf of Defendants, only for the purposes of responding to the Emergency

1 Motion for Preliminary Injunction. No defenses or objections, including lack of service, will be
2 waived as a result of filing the limited notice of appearance. Additionally, based on the
3 seriousness of the allegations, Defendants shall have until Tuesday, June 29, 2021, to file a
4 response to Plaintiff's Emergency Motion for Preliminary Injunction. In addition to addressing
5 the merits of Plaintiff's Motion, the response must specifically address each of the requirements
6 that Plaintiff has set forth as necessary for performing his religious ceremonies. (*See* Mot.
7 Prelim. Inj. 5:5–11, ECF No. 3).

8 **IT IS FURTHER ORDERED** that if Plaintiff chooses to file a reply, he shall do so no
9 later than Friday, July 2, 2021.

10 **IT IS FURTHER ORDERED** the Clerk of the Court shall electronically serve a copy
11 of this Order, a copy of Plaintiff's Complaint, (ECF No. 1-1), and a copy of Plaintiff's
12 Emergency Motion for Preliminary Injunction, (ECF No. 3), on the Office of the Attorney
13 General of the State of Nevada, by adding the Attorney General of the State of Nevada to the
14 docket sheet. This does not indicate acceptance of service for any Defendant.

15 **DATED** this 24 day of June, 2021.

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19 Gloria M. Navarro, District Judge
20 United States District Court
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